

AMENDED IN ASSEMBLY JUNE 12, 2014

AMENDED IN SENATE MAY 27, 2014

AMENDED IN SENATE APRIL 24, 2014

AMENDED IN SENATE APRIL 3, 2014

SENATE BILL

No. 1023

Introduced by Senator Liu
(Principal coauthor: Senator Steinberg)
(Coauthors: Senators Correa, Galgiani, Hancock, Hueso, and
Monning)

February 14, 2014

An act to add Article ~~4.3~~ 7 (commencing with Section ~~79156~~ 79220) to Chapter 9 of Part 48 of Division 7 of Title 3 of the Education Code, relating to community colleges.

LEGISLATIVE COUNSEL'S DIGEST

SB 1023, as amended, Liu. Community colleges: foster youth.

Existing law establishes the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, as one of the segments of public postsecondary education in this state. Existing law establishes community college districts throughout the state, and authorizes them to operate campuses and provide instruction.

This bill would authorize the Office of the Chancellor of the California Community Colleges, ~~in cooperation with the State Department of Social Services, county child welfare agencies, and county probation departments;~~ *Colleges* to enter into agreements with up to 10 community college districts to provide additional funds for services in support of postsecondary education for foster youth ~~through a program to assemble~~

~~and coordinate cooperating agency resources youth.~~ The bill would provide that these support services include, *when appropriate*, but are not necessarily limited to, ~~child care and transportation allowances, allowances for books and supplies, counseling, career counseling, matriculation and transfer counseling, monitoring of academic progress, tutoring and mentoring, independent living skills support, frequent in-person contact, outreach and recruitment, and other related services, as well as referrals to mental health services and housing assistance~~ *outreach and recruitment, service coordination, counseling, book and supply grants, tutoring, independent living and financial literacy skills support, frequent in-person contact, career guidance, transfer counseling, child care and transportation assistance, and referrals to health services, mental health services, housing assistance, and other related services.*

The bill would ~~authorize~~ *require* a community college ~~districts~~ *district* that wishes to participate in this program to apply to the board of governors for funding under the program created by the bill, as specified. The bill would require that a participating student be a current or former foster youth in California whose dependency was established or continued by the court on or after the student's 16th ~~birthday, birthday~~ *and* be no older than 25 years of age at the commencement of any academic year in which he or she participates in the ~~program, and be enrolled for at least 9 units per semester program.~~

The bill would express the intent of the Legislature that, consistent with specified requirements in the Seymour-Campbell Student Success Act of 2012, and to the extent that a participating community college meets specified responsibilities set forth in that act, any student who participates in the program established by this bill also receive specified matriculation services under that act.

The bill would require the board of governors to *adopt regulations for the program and to be responsible for the administration of funds for the program, as specified. The bill would require the board of governors to submit a biennial report, commencing no later than January 31, 2017 March 31, 2018, and no later than January 31 of each odd-numbered year every 2 years* thereafter, providing prescribed information about this program.

The bill would be operative in a fiscal year only if sufficient funds have been appropriated for purposes of the bill for that fiscal year.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. The Legislature finds and declares all of the
2 following:

3 (a) There are 57,000 children and youth in California's foster
4 care system who have been removed from their biological families
5 due to maltreatment and placed into the care and custody of the
6 State of California.

7 (b) The Legislature recognizes the historic underrepresentation
8 of foster youth in postsecondary programs and the need for
9 equitable efforts that enhance the enrollment and retention of foster
10 youth in public colleges and universities in California.

11 (1) By 21 years of age, 45 percent of former foster youth will
12 graduate from high school, as compared to 80 percent of
13 Californians of the same age. By 26 years of age, 4.4 percent of
14 foster youth will receive a two-year degree and 3.8 percent will
15 earn a four-year degree, rates significantly below the same-age
16 population in California.

17 (2) Low educational attainment is a factor in the poor adult
18 outcomes experienced by youth in foster care. Compared to their
19 same-age counterparts, former foster youth at 26 years of age are
20 400 percent more likely to have been incarcerated and 300 percent
21 more likely to be living below the federal poverty level.

22 (3) Current and former foster youth who attend community
23 college experience a low rate of persistence, transfer, and degree
24 completion. Only 41 percent of current and former foster youth in
25 community college persisted at least one year as compared to 62
26 percent of the general student population.

27 (c) The Legislature recognizes its responsibility to provide and
28 adequately fund postsecondary programs and services for students
29 who are current and former foster youth attending public
30 postsecondary institutions.

31 (d) Therefore, it is necessary and appropriate to take steps to
32 encourage the enrollment, retention, and transfer of current and
33 former foster youth in California's community colleges by
34 establishing an education program that provides services that
35 promote their academic success. Providing academic support to
36 current and former foster youth in California's community colleges
37 serves a significant governmental and public interest, namely the

1 reduction in poverty and criminal justice involvement among youth
2 who have been in foster care in California.

3 SEC. 2. ~~Article 4.3 (commencing with Section 79156) is added~~
4 ~~to Chapter 9 of Part 48 of Division 7 of Title 3 of the Education~~
5 ~~Code, to read:~~

6
7 Article 4.3. Support Services for Foster Youth Attending
8 Community College
9

10 ~~79156. The Office of the Chancellor of the California~~
11 ~~Community Colleges, in cooperation with the State Department~~
12 ~~of Social Services, county child welfare agencies, and county~~
13 ~~probation departments, may enter into agreements with up to 10~~
14 ~~community college districts to provide additional funds for services~~
15 ~~in support of postsecondary education for foster youth through a~~
16 ~~program to assemble and coordinate cooperating agency resources.~~
17 ~~This program shall be known as the Cooperating Agencies Foster~~
18 ~~Youth Educational Support Program, and shall expand the number~~
19 ~~of students participating in the Community College Extended~~
20 ~~Opportunity Programs and Services and shall not displace other~~
21 ~~students. The funding provided pursuant to this article shall be~~
22 ~~separate and apart from the funding provided under existing~~
23 ~~cooperative agencies resources for education programs pursuant~~
24 ~~to Section 79150. Support services shall include, but not necessarily~~
25 ~~be limited to, child care and transportation allowances, allowances~~
26 ~~for books and supplies, counseling, career counseling, matriculation~~
27 ~~and transfer counseling, monitoring of academic progress, tutoring~~
28 ~~and mentoring, independent living skills support, frequent in-person~~
29 ~~contact, outreach and recruitment, other related services, and~~
30 ~~referrals to mental health services and housing assistance.~~

31 ~~79157. A community college district may apply to the board~~
32 ~~of governors for funding pursuant to this article. The application~~
33 ~~of each participating community college district shall demonstrate~~
34 ~~that all existing district resources reasonably available have been~~
35 ~~exhausted, and shall provide the number of foster youth who will~~
36 ~~be served. The application shall also describe the extent of~~
37 ~~cooperation between the local county child welfare department,~~
38 ~~the county probation department, the State Department of Social~~
39 ~~Services, the local educational opportunity programs and services~~
40 ~~program, and the district.~~

1 ~~79158. A student participant in this program shall meet both~~
2 ~~of the following requirements:~~

3 ~~(a) Be a current or former foster youth in California whose~~
4 ~~dependency was established or continued by the court on or after~~
5 ~~the youth's 16th birthday.~~

6 ~~(b) Be no older than 25 years of age at the commencement of~~
7 ~~any academic year in which he or she participates in the program.~~

8 ~~79159. Notwithstanding subdivision (b) of Section 56220 of~~
9 ~~Title 5 of the California Code of Regulations, the director of the~~
10 ~~Community College Extended Opportunity Programs and Services~~
11 ~~at each community college may authorize students who are enrolled~~
12 ~~for at least nine units per semester to participate in this program.~~

13 ~~79159.5. It is the intent of the Legislature that, consistent with~~
14 ~~the requirements and intent outlined in subdivisions (b) and (c) of~~
15 ~~Section 78215, and to the extent that a participating community~~
16 ~~college meets the responsibilities outlined in paragraph (2) of~~
17 ~~subdivision (a) of Section 78212, any student who participates in~~
18 ~~the program pursuant to this article participate in the program of~~
19 ~~services outlined in paragraph (2) of subdivision (a) of Section~~
20 ~~78212.~~

21 ~~79160. The board of governors, in conjunction with the State~~
22 ~~Department of Social Services, shall adopt guidelines for the~~
23 ~~program. The board of governors shall be responsible for the~~
24 ~~administration of the funds for the program. To the extent possible,~~
25 ~~the State Department of Social Services, in consultation with the~~
26 ~~County Welfare Directors Association of California, the Chief~~
27 ~~Probation Officers of California, and other advocates, shall consult~~
28 ~~with the chancellor's office to ensure that services provided under~~
29 ~~this article to eligible youths are coordinated with, and do not~~
30 ~~supplant, other services provided by the county and state, including~~
31 ~~medical and mental health care, services provided by a Transitional~~
32 ~~Housing Placement Plus Foster Care provider or Transitional~~
33 ~~Housing Placement Program provider, and any other services~~
34 ~~identified in a youth's transitional independent living plan, if~~
35 ~~applicable.~~

36 ~~79161. Notwithstanding Section 10231.5 of the Government~~
37 ~~Code, commencing January 31, 2017, and every two years~~
38 ~~thereafter, the board of governors shall submit a report to the~~
39 ~~Governor, the education policy committees of the Legislature, and~~
40 ~~the California Child Welfare Council describing its efforts to serve~~

1 students who are current and former foster youth. These biennial
2 reports shall also include a review on a campus-by-campus basis
3 of the enrollment, retention, transfer, and completion rates of foster
4 youth, including categorical funding of those programs.

5 79162. This article shall be operative in a fiscal year only if
6 funds have been appropriated for purposes of this article for that
7 fiscal year.

8 SEC. 2. Article 7 (commencing with Section 79220) is added
9 to Chapter 9 of Part 48 of Division 7 of Title 3 of the Education
10 Code, to read:

11
12 Article 7. Support Services for Foster Youth Attending
13 Community College
14

15 79220. The Office of the Chancellor of the California
16 Community Colleges may enter into agreements with up to 10
17 community college districts to provide additional funds for services
18 in support of postsecondary education for foster youth. This
19 program shall be known as the Cooperating Agencies Foster Youth
20 Educational Support Program, and shall expand the number of
21 students participating in the Community College Extended
22 Opportunity Programs and Services and shall not displace other
23 students. The funding provided pursuant to this article shall be
24 separate and apart from the funding provided under existing
25 cooperative agencies resources for education programs pursuant
26 to Article 4 (commencing with Section 79150). In addition to the
27 delivery of Student Success and Support Program services, as
28 defined in Section 78212, services shall include, when appropriate,
29 but not necessarily be limited to, outreach and recruitment, service
30 coordination, counseling, book and supply grants, tutoring,
31 independent living and financial literacy skills support, frequent
32 in-person contact, career guidance, transfer counseling, child care
33 and transportation assistance, and referrals to health services,
34 mental health services, housing assistance, and other related
35 services.

36 79221. A community college district that wishes to participate
37 in this program shall apply to the board of governors for funding
38 pursuant to this article. The application of each participating
39 community college district shall provide the estimated number of
40 foster youth who will be served. The application shall also describe

1 *the extent of cooperation between the local county child welfare*
2 *department, the county probation department, the local educational*
3 *opportunity programs and services program, and the district to*
4 *ensure that services provided under this article to eligible youth*
5 *are coordinated with, and do not supplant, other services provided*
6 *by the county and state.*

7 79222. A student participant in this program shall meet both
8 of the following requirements:

9 (a) Be a current or former foster youth in California whose
10 dependency was established or continued by the court on or after
11 the youth's 16th birthday.

12 (b) Be no older than 25 years of age at the commencement of
13 any academic year in which he or she participates in the program.

14 79223. The board of governors shall adopt regulations that
15 authorize the director of the Community College Extended
16 Opportunity Programs and Services at each community college
17 to accept students who are enrolled for at least nine units into this
18 program.

19 79224. It is the intent of the Legislature that, consistent with
20 the requirements and intent outlined in subdivisions (b) and (c) of
21 Section 78215, and to the extent that a participating community
22 college meets the responsibilities outlined in paragraph (2) of
23 subdivision (a) of Section 78212, any student who participates in
24 the program pursuant to this article participate in the program of
25 services outlined in paragraph (2) of subdivision (a) of Section
26 78212.

27 79225. The board of governors, in consultation with the State
28 Department of Social Services, shall adopt regulations for the
29 program. The board of governors shall be responsible for the
30 administration of funds for the program. To the extent possible,
31 the State Department of Social Services, in consultation with the
32 County Welfare Directors Association of California, the Chief
33 Probation Officers of California, and other advocates, shall consult
34 with the chancellor's office to ensure that services provided under
35 this article to eligible youths are coordinated with, and do not
36 supplant, other services provided by the county and state.

37 79226. Notwithstanding Section 10231.5 of the Government
38 Code, commencing March 31, 2018, and every two years
39 thereafter, the board of governors shall submit a report to the
40 Governor, the education policy committees of the Legislature, and

1 *the California Child Welfare Council describing its efforts to serve*
2 *students who are current and former foster youth. These biennial*
3 *reports shall also include a review on a campus-by-campus basis*
4 *of the enrollment, retention, transfer, and completion rates of foster*
5 *youth, including categorical funding of those programs.*

6 79227. *This article shall be operative in a fiscal year only if*
7 *funds have been appropriated for purposes of this article for that*
8 *fiscal year.*

9 79228. *The board of governors may authorize the chancellor,*
10 *consistent with the requirements the board may impose, to*
11 *designate up to 2 percent of the funds allocated pursuant to this*
12 *article for program administration.*

13 79229. *The board of governors may authorize the chancellor,*
14 *consistent with the requirements the board may impose, to*
15 *designate up to 3 percent of the funds allocated pursuant to this*
16 *article for program development and program accountability.*